

Committee Room.

Austin, Texas, January 26, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 49, "An Act to amend Chapter 3 of Title 118, Registration, of the Revised Civil Statutes of the State of Texas of 1911 by adding thereto Articles 6840a and 6840b, providing for the filing with the county clerk as the recorder, of notices or statements of all liens and claims and releases thereof, in favor of the Government of the United States or of any department or bureau thereof, providing how such notices or statements shall be filed, recorded and indexed, how said clerks shall be compensated for said services, repealing all laws in conflict therewith, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 3:45 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,

Austin, Texas, January 26, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 59, "An Act to amend Chapter 12, pages 21 and 22, of the laws passed at the First Called Session of the Thirty-seventh Legislature, 1921, by changing the time and terms of holding court in the Sixty-third Judicial District, so that Section 1 of said act shall hereafter read as follows, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 3:45 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,

Austin, Texas, January 26, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 77, "An Act to amend Article 2239, Chapter 1, Title 40 of the Revised Statutes of Texas of 1911, so as to provide that the county judge and each commissioner shall take the oath of office prescribed by the Constitution,

and shall also take an oath that he will not be directly or indirectly interested in any contract with or claim against the county in which he resides, except such warrants as may issue to him as fees of office, and providing that said oath shall be in writing and filed and recorded in the office of the county clerk; and providing that each commissioner shall execute a bond with two or more sureties to be approved by the judge of the county court, in the sum of \$3000, payable to the treasurer of his county, conditioned for the faithful performance of the duties of his office, and further conditioned that said commissioner will pay over to his county all moneys illegally paid to him out of county funds, as voluntary payments or otherwise, and that he will not vote or give his consent to pay out county funds except for lawful purposes, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day at 3:45 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

SEVENTEENTH DAY.

(Monday, January 29, 1923.)

The House met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

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| Abney. | Collins. |
| Arnold. | Covey. |
| Atkinson. | Cowen. |
| Avis. | Crawford. |
| Baker of Milam. | Culp. |
| Baker of Orange. | Davenport. |
| Baldwin. | Davis. |
| Barker. | Dinkle. |
| Barrett. | Dodd. |
| Beasley. | Downs. |
| Bell. | Driggers. |
| Bird. | Duffey. |
| Blount. | Dunlap. |
| Bonham. | Dunn. |
| Bryant. | Durham. |
| Burmeister. | Edwards. |
| Cable. | Faubion. |
| Carpenter | Fields. |
| of Dallas. | Finlay. |
| Carson. | Frnka. |
| Carter of Coke. | Fugler. |
| Carter of Hays. | Gipson. |
| Chitwood. | Green. |
| Coffee. | Greer. |

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| Hardin of Erath. | Pinkston. |
| Hardin | Pool. |
| of Kaufman. | Pope. |
| Harrington. | Potter. |
| Harris. | Price. |
| Henderson | Purl. |
| of Marion. | Quaid. |
| Henderson | Quinn. |
| of McLennan. | Rice. |
| Hendricks. | Robinson. |
| Houston. | Rogers. |
| Howeth. | Rountree. |
| Hull. | Rowland. |
| Irwin. | Russell |
| Jacks. | of Callahan. |
| Jennings. | Russell of Trinity. |
| Johnson. | Sackett. |
| Kemble. | Sanford. |
| Laird. | Satterwhite. |
| Lamb. | Shearer. |
| Lane. | Shires. |
| LeMaster. | Simpson. |
| Lewis. | Smith. |
| Loftin. | Sparkman. |
| Looney. | Stevens. |
| McBride. | Stewart |
| McDaniel. | of Edwards. |
| McDonald. | Stewart of Jasper. |
| McFarlane. | Stewart of Reeves. |
| McNatt. | Stiernberg. |
| Martin. | Storey. |
| Mathes. | Strickland. |
| Maxwell. | Stroder. |
| Melson. | Sweet. |
| Merriman. | Teer. |
| Merritt. | Thompson. |
| Miller. | Turner. |
| Montgomery. | Vaughan. |
| Moore. | Wallace. |
| Morgan | Wells. |
| of Liberty. | Westbrook. |
| Morgan | Williamson. |
| of Robertson. | Wilmons. |
| Pate. | Wilson. |
| Patman. | Winfree. |
| Patterson. | Young. |
| Perdue. | |

Absent.

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| Amsler. | Hughes. |
| Brady. | Lusk. |

Absent—Excused.

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| Bobbitt. | Lackey. |
| Carpenter | LeSturgeon. |
| of Matagorda. | McKean. |
| DeBerry. | Stell. |
| Dielmann. | Thrasher. |
| Jones. | Wessels. |

A quorum was announced present.

Prayer was offered by Rev. George Green, pastor of the First Baptist Church, Austin, Texas.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Quinn, for today and tomorrow, on motion of Mr. Merriman.

Mr. Lackey, for today and tomorrow, on motion of Mr. Carter of Coke.

Mr. Wessels, for today and tomorrow, on motion of Mr. Collins.

Mr. Stell, for today, on motion of Mr. Stewart of Edwards.

Mr. Bobbitt, for today, on motion of Mr. Rogers.

Mr. Harris, for today, on motion of Mr. Fields.

Mr. Hull, for today, on motion of Mr. Jacks.

Mr. Houston, for today, on motion of Mr. Pope.

Mr. Jones, for today, on motion of Mr. Quaid.

Mr. Dielmann, for today, on motion of Mr. Young.

Mr. Robinson, for today, on motion of Mr. Morgan.

Mr. Thrasher, for today, on motion of Mr. Russell of Callahan.

Mr. Carpenter of Matagorda, for today, on motion of Mr. Laird.

Mr. LeSturgeon, for today, on motion of Mr. Stewart of Edwards.

The following members were granted leaves of absence on account of sickness:

Mr. McKean, indefinitely, on motion of Mr. Westbrook.

Mr. Durham, for today, on motion of Mr. Hardin of Kaufman.

Mr. DeBerry, for today, on motion of Mr. Patman.

Mr. Pinkston, for today, on motion of Mr. Davis.

Mr. Faubion, for today, on motion of Mr. Barker.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Stewart of Edwards:

H. B. No. 341, A bill to be entitled "An Act to create the Deets Independent School District in Kimble and Edwards counties, Texas, providing a board of trustees therefor, vesting said independent school district and board of trustees with all the rights, powers, privileges and duties conferred upon

independent school districts incorporated under the general laws of Texas; providing that the board of trustees of the present school in said district shall continue to act as such until their successors are elected in accordance with the general laws of Texas, and declaring an emergency."

Referred to Committee on School Districts.

By Mr. Rogers:

H. B. No. 342, A bill to be entitled "An Act to amend subdivisions 11, 55, 61 and 80 of Article 30 of Title 5 of the Revised Civil Statutes of the State of Texas, which subdivisions relate to the district courts of the Eleventh, Fifty-fifth, Sixty-first and Eightieth Judicial Districts of Texas, and fixing the terms and prescribing the jurisdiction and procedure of said courts, and allowing compensation to the clerk of the Eightieth Judicial District court in Harris county."

Referred to Committee on Judicial Districts.

By Mr. Rogers:

H. B. No. 343, A bill to be entitled "An Act to amend Title 37 of the Revised Civil Statutes of the State of Texas, entitled 'Courts—district and county—practice in,' by adding thereto Chapter 12A, relating to procedure in civil district courts in counties having two or more district courts with civil jurisdiction only and whose terms continue three months or longer."

Referred to Judiciary Committee.

By Mr. Quinn, Mr. Merriman, Mr. Morgan of Liberty, Mr. Baker of Orange and Mr. Gipson:

H. B. No. 344, A bill to be entitled "An Act granting permission to T. M. Thames and wife, Amelia S. Thames, father and mother of Dell Thames, deceased, to bring suit against the State of Texas, in Travis county, Texas, to fix and establish their damages against the State of Texas for the injury and resulting death of Dell Thames, alleged to have occurred at the State Juvenile Training School at Gatesville, Texas, on or about September 25, 1921; fixing and establishing the measure of damages and the liability of the State of Texas; declaring who are the agents or servants of the State of Texas; providing for the method of service and procedure governing the trial and determination of such suit; fixing the

time within which such suit shall be brought, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Cowen, Mr. Russell of Trinity, Mr. Carpenter of Matagorda and Mr. Shearer:

H. B. No. 345, A bill to be entitled "An Act to preserve and protect the wild raccoons of this State; declaring wild raccoons to be the property of the State of Texas; defining offenses and describing penalties for the violation thereof; exempting certain counties of this State; repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Rogers:

H. B. No. 346, A bill to be entitled "An Act to regulate the appointment of special officers as deputy sheriffs, constables or policemen."

Referred to Judiciary Committee.

By Mr. Cable and others:

H. B. No. 347, A bill to be entitled "An Act to amend Article 3086 and 3095 of Chapter 10, Title 49 of the Revised Statutes of Texas, relating to primary elections; to prescribe the form of the ballot to be used at such elections, the manner of counting the votes and declaring the result of such election, and to repeal Articles 3091 and 3092 of said title and chapter."

Referred to Committee on Privileges, Suffrage and Election.

By Mr. Winfree, Mr. Melson, Mr. Baldwin and Mr. Potter:

H. B. No. 348, A bill to be entitled "An Act to empower municipal corporations and county commissioners courts licensing and regulating public indoor recreating places; limiting license to adult citizens of the United States; providing for the revocation of license; compelling operators of such places to conform to regulations; providing for license tax and fixing penalties for violations; prohibiting minors and vagrants from loitering in such places; prohibiting blinds and other obstructions; regulating hours opening and closing; exempting student organizations, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Baldwin:

H. B. No. 349, A bill to be entitled "An Act to amend Article 1120, of Title 15, of Chapter 70, of the Penal Code of the State of Texas (being Article 1120 of that division known as the Code of Criminal Procedure of 1911), so as to increase the salaries of district attorneys in all judicial districts of this State, composed of two or more counties; to provide for the appointment of an assistant district attorney in certain cases; providing for the manner of payment of salaries and disposition of fees, commissions, perquisites of the office of district attorney, providing for the repeal of conflicting statutes, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Hardin of Erath:

H. B. No. 350, A bill to be entitled "An Act to create the Granbury Independent School District in Hood county, Texas, including the present Granbury District of said county, providing for a board of trustees therefore, vesting said independent school district and board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts incorporated under the general laws of Texas; providing that the board of trustees of the present Granbury District shall continue to act as such until their successors are elected in accordance with the general laws of Texas, and declaring an emergency."

Referred to Committee on School Districts.

By Mr. Price:

H. B. No. 351, A bill to be entitled "An Act to amend Title 10 of the Code of Criminal Procedure of the State of Texas, as revised and adopted in 1911, by inserting immediately following Article 905 of said title, a new article to be known as Article 905A, requiring clerks of trial courts to notify clerks of courts of criminal appeals of the release of a convicted person on appeal bond, and requiring a certified copy of appeal bond to accompany the notification; and requiring a like notification on the surrender to a sheriff of a convicted person by his bondsmen pending the appeal of his case to Court of Criminal Appeals."

Referred to Committee on Criminal Jurisprudence.

By Mr. Stiernberg:

H. B. No. 352, A bill to be entitled "An Act to diminish and re-establish the limits and boundaries of Port Lavaca Independent School District No. 1, of Calhoun county, Texas; by taking therefrom all territory comprising heretofore Common School District No. 3, and Plainview School District No. 11 of Calhoun county, Texas, and repealing all laws in conflict therewith and especially an act passed by the Fourth Called Session of the Thirty-fifth Legislature, being Chapter 6 of the Local and Special Laws approved March 18, 1918; and declaring an emergency."

Referred to Committee on School Districts.

HOUSE JOINT RESOLUTION ON FIRST READING.

The following House joint resolution, introduced today, was laid before the House, read first time, and referred to the Committee on Constitutional Amendments:

By Mr. Sackett, Mr. Harrington, Mr. Russell of Callahan, Mr. Henderson of Marion, Mr. Baker of Milam, Mr. Pool, Mr. Jones, Mr. Johnson, Mr. Williamson, Mr. Merriman, Mr. Stewart of Reeves, Mr. Teer, Mr. Perdue, Mr. McNatt, Mr. Collins, Mr. Downs, Mr. Greer, Mr. Burmeister, Mr. Sanford and Mr. Fugler:

H. J. R. No. 16, Proposing an amendment to Article 8 of the Constitution of the State of Texas, which relates to taxation and revenues, by adding thereto a new section to be known as Section 9A, directing the Legislature to provide for the construction, operation and maintenance, under State control, of a system of public highways; authorizing the Legislature to provide for the issuance of bonds of the State of other form of indebtedness for the construction of a State system of public highways, and to provide for the payment of said bonds; providing for an election for the ratification of the amendment herein proposed, and making an appropriation to defray the expense of said election.

SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate bill No. 72, to the Judiciary Committee.

BILL ORDERED PRINTED.

Mr. Baker of Milam moved that House bill No. 20, reported adversely by the committee with a minority favorable report, be printed.

Yeas and nays were demanded, and the motion to print prevailed by the following vote:

Yeas—58.

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| Arnold. | McDonald. |
| Avis. | McFarlane. |
| Baker of Milam. | McNatt. |
| Baker of Orange. | Melson. |
| Beasley. | Merriman. |
| Bonham. | Montgomery. |
| Bryant. | Moore. |
| Carpenter | Morgan |
| of Dallas. | of Liberty. |
| Carson. | Morgan |
| Carter of Coke. | of Robertson. |
| Carter of Hays. | Pate. |
| Chitwood. | Potter. |
| Covey. | Purl. |
| Cowen. | Rice. |
| Dinkle. | Rogers. |
| Dodd. | Rountree. |
| Downs. | Russell of Trinity. |
| Driggers. | Satterwhite. |
| Duffey. | Smith. |
| Dunn. | Sparkman. |
| Fields. | Stewart |
| Gipson. | of Edwards. |
| Greer. | Stewart of Jasper. |
| Hardin of Erath. | Strickland. |
| Irwin. | Stroder. |
| Jacks. | Turner. |
| Kemble. | Wells. |
| Laird. | Westbrook. |
| Lamb. | Williamson. |
| Lane. | Wilmons. |
| Lewis. | Winfree. |

Nays—52.

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| Abney. | Green. |
| Atkinson. | Hardin |
| Baldwin. | of Kaufman. |
| Barker. | Harrington. |
| Barrett. | Henderson |
| Bell. | of Marion. |
| Blount. | Henderson |
| Burmeister. | of McLennan. |
| Cable. | Hendricks. |
| Collins. | Howeth. |
| Crawford. | Jennings. |
| Culp. | LeMaster. |
| Davis. | Loftin. |
| Edwards. | Looney. |
| Finlay. | McBride. |
| Frnka. | McDaniel. |
| Fugler. | Mathes. |

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| Merritt. | Sanford. |
| Miller. | Shearer. |
| Patman. | Shires. |
| Patterson. | Stevens. |
| Perdue. | Stewart of Reeves. |
| Pool. | Storey. |
| Price. | Sweet. |
| Quaid. | Teer. |
| Rowland. | Thompson. |
| Russell | Vaughan. |
| of Callahan. | Wilson. |
| Sackett. | Young. |

Present—Not Voting.

Bird.

Absent.

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| Amsler. | Martin. |
| Brady. | Maxwell. |
| Coffee. | Pope. |
| Dunlap. | Robinson. |
| Hughes. | Simpson. |
| Johnson. | Stiernberg. |
| Lusk. | Wallace. |

Absent—Excused.

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| Bobbitt. | Hull. |
| Carpenter | Jones. |
| of Matagorda. | Lackey. |
| Davenport. | LeStourgeon. |
| DeBerry. | McKean. |
| Dielmann. | Pinkston. |
| Durham. | Quinn. |
| Faubion. | Stell. |
| Harris. | Thrasher. |
| Houston. | Wessels. |

BILLS ORDERED NOT PRINTED.

On motion of Mr. Barrett the following bills were ordered not printed: Senate bill No. 165; House bills Nos. 170, 330, 236, 293, 235, 266.

On motion of Mr. Wallace, Senate bill No. 129 was ordered not printed.

RELATING TO TICK ERADICATION BILL.

On motion of Mr. Russell of Trinity the following resolution was ordered printed in the Journal:

To the Honorable Members of the Thirty-eighth Legislature of Texas:

Whereas, Trinity county is now indebted in the sum of twenty-five thousand dollars, in what has been denominated Tick Eradication Trinity County Warrants, incurred by reason of its efforts to comply with what is known as the Tick Eradication Law of the State of Texas; and

Whereas, The county is under a further debt against its general fund in the sum of nineteen thousand dollars, covered by county warrants; and

Whereas, The rolls of the tax collect-

or of said Trinity county for the present year, 1923, show a valuation of all taxable property in the county for taxation for said year around six million dollars, and there is no reasonable hope for an increase of such taxable values within the next few years; and

Whereas, After spending the large amount of money mentioned above in our efforts to comply with the Tick Eradication Law of the State of Texas, the county can not comply therewith because of the lack of funds; and

Whereas, Under the present laws, there is no possible source of revenue open to said Trinity county to carry on and continue the work of tick eradication in the county; and

Whereas, Not exceeding twenty per cent. of the lands in the county are under cultivation, leaving the balance of its lands in the open as range for cattle; and

Whereas, Trinity county is one of the best cattle producing counties of East Texas, but for the ban placed upon the county by said law; and

Whereas, Our cattle interests and the cattle industry of the county is failing and languishing because of the inability to comply with said law and the consequent quarantine placed upon the moving of its cattle; and

Whereas, It must appear to every reasonable and just mind that it is rank injustice to any small county of the State to demand more of it than the laws of the State permit it to do; and

Whereas, There are many counties in East Texas in the same or similar condition of Trinity county; now, therefore, be it

Resolved, That we, the commissioners court of Trinity county, respectfully request some sort of relief to this and many other counties under like conditions; that either additional sources of revenue be tapped by the Legislature to enable faithful compliance with the law, or else that the law be repealed.

Respectfully submitted,

FRED J. BERRY,

County Judge.

JNO. R. COLLINS,

Commissioner Precinct No. 1.

J. P. SCARBOROUGH,

Commissioner Precinct No. 2.

O. A. AVERY,

Commissioner Precinct No. 3.

W. S. CLARK,

Commissioner Precinct No. 4.

HOUSE BILL NO. 12 ON SECOND READING.

On motion of Mr. Cowen the regular order of business was suspended to take and have placed on its second reading and passage to engrossment

H. B. No. 12, A bill to be entitled "An Act to provide revenue for the support of the public free schools of Texas, and to levy a tax of two cents per gallon on all gasoline sold in the State of Texas for the support of the public free schools of Texas, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Burmeister moved that further consideration of the bill be postponed until 11 o'clock a. m. tomorrow.

Mr. Fugler moved that further consideration of the bill be postponed until 10:30 o'clock a. m. next Wednesday.

Question first recurring on the motion of Mr. Fugler, it prevailed.

The following proposed amendment to House bill No. 12 was ordered printed in the Journal:

Amend House bill No. 12 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That Chapter 4, Title 126, of the Revised Civil Statutes of the State of Texas of 1911 be and the same is hereby amended by adding thereto a new article to be known as Article 7377a, which shall read as follows:

Article 7377a. Each and every individual, company, corporation and association, whether incorporated under the laws of this State or any other State or territory or organized in this State or any other State or territory, engaged in the business of selling gasoline by retail in this State, whether in his own name or in the name of others, or in the name of his representatives or agents, shall make quarterly, on the first days of January, April, July and October of each year, a report to the Comptroller of Public Accounts under the oath of the individual or of the president, treasurer or superintendent of such company, corporation or association, or if an association operating under a declaration of trust, the trustee or trustees, manager or treasurer thereof, showing the gross amount collected and uncollected from any and all such sales of gasoline made within this State during the quarter next preceding. Said individuals, companies, corporations and associations, at the time of making said report, shall pay to

the Treasurer of the State of Texas an occupation tax for the quarter beginning on said date equal to one cent on each gallon of gasoline sold.

Sec. 2. The revenues arising from the tax levied under the provisions of this article, not otherwise provided for by Section 3 of Article 7 of the Constitution of the State of Texas, for the period of two years beginning with the time of the taking effect of this act are hereby appropriated in aid of the public free schools of the State, and also in aid of the public highways of the State of Texas, the same to be added as received by the State Treasurer, one-half to be added to the available school fund and distributed in accordance with the statutes now governing the distribution of the available school funds of the State, as shown by Articles 2725 and 2726, Chapter 9, Title 48, Revised Civil Statutes of the State of Texas.

Sec. 3. Provided that if any section or provision of this act shall be declared by the courts to be unconstitutional, all remaining sections, or parts thereof, shall be in full force and effect.

Sec. 4. The fact that the public free schools of Texas, and the public highways of Texas, require additional funds, creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule that bills be read on three several days, and said rule is hereby suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.

MELSON.

HOUSE BILL NO. 134 ON SECOND READING.

On motion of Mr. Coffee, the regular order of business was suspended to take and have placed on its second reading and passage to engrossment,

H. B. No. 134, A bill to be entitled "An Act to amend Article 7383 of the Revised Civil Statutes of Texas of 1911, relating to the occupation taxes based upon gross receipts of individuals, companies, corporations and associations engaged in the business of producing oil from oil wells in the State, as amended by Chapter 77 of the Acts of the Thirty-sixth Legislature of the State of Texas at its Regular Session; repealing Article 7383a, as enacted by the Thirty-sixth Legislature, so that hereafter said Article 7383 shall read as follows, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Satterwhite offered the following amendment to the bill:

Amend House bill No. 134, line 1, page 2, by striking out the word "five" and insert in lieu thereof the word "three," also strike out the figure "5" in line 2, and insert in lieu thereof the figure "3."

Mr. Burmeister offered the following amendment to the amendment:

Amend the amendment by striking out the word "three" and inserting the word "two."

Mr. Smith moved that further consideration of the bill be postponed until 10 o'clock a. m. next Thursday.

Yeas and nays were demanded and the motion to postpone was lost by the following vote:

Yeas—27.

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| Abney. | Morgan |
| Avis. | of Liberty. |
| Baker of Milam. | Patterson. |
| Baker of Orange. | Purl. |
| Burmeister. | Russell |
| Carson. | of Callahan. |
| Gipson. | Russell of Trinity. |
| Greer. | Smith. |
| Hardin of Erath. | Stiernberg. |
| Hardin | Storey. |
| of Kaufman. | Stroder. |
| Lamb. | Thompson. |
| Loftin. | Vaughan. |
| McDonald. | Williamson. |
| McFarlane. | Wilson. |
| Merriman. | |

Nays—91.

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| Mr. Speaker. | Culp. |
| Arnold. | Davenport. |
| Atkinson. | Davis. |
| Baldwin. | Dielmann. |
| Barker. | Dodd. |
| Barrett. | Downs. |
| Beasley. | Driggers. |
| Bell. | Duffey. |
| Bird. | Dunn. |
| Blount. | Edwards. |
| Bonham. | Fields. |
| Bryant. | Finlay. |
| Cable. | Frnka. |
| Carpenter | Fugler. |
| of Dallas. | Green. |
| Carter of Coke. | Harrington. |
| Carter of Hays. | Hendricks. |
| Chitwood. | Henderson |
| Coffee. | of Marion. |
| Collins. | Henderson |
| Covey. | of McLennan. |
| Cowen. | Howeth. |
| Crawford. | Irwin. |

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| Jacks. | Rogers. |
| Jennings. | Rountree. |
| Kemble. | Rowland. |
| Laird. | Sackett. |
| Lane. | Sanford. |
| LeMaster. | Satterwhite. |
| LeStourgeon. | Shearer. |
| Lewis. | Shires. |
| Looney. | Simpson. |
| McBride. | Sparkman. |
| McDaniel. | Stevens. |
| McNatt. | Stewart |
| Mathes. | of Edwards. |
| Merritt. | Stewart of Jasper. |
| Miller. | Stewart of Reeves. |
| Moore. | Strickland. |
| Morgan | Sweet. |
| of Robertson. | Teer. |
| Pate. | Turner. |
| Patman. | Wallace. |
| Perdue. | Wells. |
| Pool. | Westbrook. |
| Potter. | Wilmans. |
| Price. | Winfree. |
| Quaid. | Young. |
| Rice. | |

Absent.

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| Amsler. | Martin. |
| Brady. | Maxwell. |
| Dinkle. | Melson. |
| Dunlap. | Montgomery. |
| Houston. | Pinkston. |
| Hughes. | Pope. |
| Johnson. | Robinson. |
| Lusk. | Stell. |

Absent—Excused.

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| Bobbitt. | Hull. |
| Carpenter | Jones. |
| of Matagorda. | Lackey. |
| DeBerry. | McKean. |
| Durham. | Quinn. |
| Faubion. | Thrasher. |
| Harris. | Wessels. |

Question—Shall the amendment to the amendment be adopted?

INVITATION FROM THE GOVERNOR.

The Speaker laid before the House, and had read, the following invitation from the Governor:

Executive Department,
Austin, Texas, January 29, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

My Dear Mr. Seagler: Mrs. Neff and I desire to ask that you extend to all the members of the House of Representatives and their families a cordial invitation to be with us at the Mansion at an informal reception for the members of the House of Representatives

and the Senate, and the State officials, from eight to eleven o'clock, Tuesday evening, January thirtieth.

Yours most sincerely,

PAT M. NEFF,
Governor.

On motion of Mr. Quaid, the invitation was accepted by a rising vote.

RECESS.

Mr. McFarlane moved that the House recess to 3 o'clock p. m. today.

Mr. Harrington moved that the House recess to 2 o'clock p. m. today.

The motion of Mr. Harrington prevailed, and the House accordingly, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 134 ON
ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 134, providing for tax on gross production of oil wells, on its passage to engrossment, with amendment by Mr. Satterwhite, and amendment by Mr. Burmeister to the amendment, pending.

Mr. Patman offered the following substitute for the amendment to the amendment:

Amend the amendment by striking out "five per cent." and inserting in lieu thereof "four per cent."

(Mr. Carpenter of Dallas in the chair.)

Mr. Johnson moved the previous question on the pending amendments and substitute, and the main question was ordered.

Question first recurring on the substitute by Mr. Patman, yeas and nays were demanded.

(Speaker in the chair.)

The substitute was lost by the following vote:

Yeas—32.

| | |
|-----------------|-------------|
| Barrett. | Dodd. |
| Beasley. | Driggers. |
| Bryant. | Durham. |
| Cable. | Fields. |
| Carter of Hays. | Green. |
| Coffee. | Harrington. |
| Davenport. | Laird. |
| Davis. | McDaniel. |

| | |
|---------------|-------------|
| Melson. | Stevens. |
| Morgan | Stewart |
| of Robertson. | of Edwards. |
| Patman. | Teer. |
| Price. | Thompson. |
| Rice. | Vaughan. |
| Robinson. | Wallace. |
| Sanford. | Westbrook. |
| Shires. | Young. |

Nays—94.

| | |
|------------------|---------------------|
| Abney. | Lewis. |
| Arnold. | Loftin. |
| Atkinson. | Looney. |
| Baker of Milam. | McBride. |
| Baker of Orange. | McDonald. |
| Baldwin. | McFarlane. |
| Bell. | McNatt. |
| Bird. | Martin. |
| Blount. | Mathes. |
| Bonham. | Maxwell. |
| Burmeister. | Merriman. |
| Carpenter | Merritt. |
| of Dallas. | Miller. |
| Carson. | Montgomery. |
| Carter of Coke. | Moore. |
| Chitwood. | Morgan |
| Collins. | of Liberty. |
| Covey. | Pate. |
| Cowan. | Patterson. |
| Crawford. | Perdue. |
| Culp. | Pool. |
| Dielmann. | Pope. |
| Dinkle. | Potter. |
| Downs. | Purl. |
| Dunlap. | Quaid. |
| Dunn. | Rogers. |
| Edwards. | Rountree. |
| Finlay. | Rowland. |
| Fugler. | Russell |
| Gipson. | of Callahan. |
| Greer. | Russell of Trinity. |
| Hardin of Erath. | Sackett. |
| Hardin | Satterwhite. |
| of Kaufman. | Shearer. |
| Henderson | Simpson. |
| of Marion. | Smith. |
| Henderson | Sparkman. |
| of McLennan. | Stewart of Jasper. |
| Hendricks. | Stewart of Reeves. |
| Houston. | Stiernberg. |
| Howeth. | Storey. |
| Irwin. | Strickland. |
| Jacks. | Stroder. |
| Jennings. | Sweet. |
| Johnson. | Turner. |
| Kemble. | Wells. |
| Lamb. | Williamson. |
| Lane. | Wilmans. |
| LeMaster. | Wilson. |
| LeStourgeon. | Winfree. |

Present—Not Voting.

Frnka.

Absent.

| | |
|---------|---------|
| Amsler. | Duffey. |
| Avis. | Hughes. |
| Barker. | Lusk. |
| Brady. | |

Absent—Excused.

| | |
|---------------|-----------|
| Bobbitt. | Lackey. |
| Carpenter | McKean. |
| of Matagorda. | Pinkston. |
| DeBerry. | Quinn. |
| Faubion. | Stell. |
| Harris. | Thrasher. |
| Hull. | Wessels. |
| Jones. | |

Question then recurring on the amendment to the amendment, yeas and nays were demanded, and the amendment was lost by the following vote:

Yeas—22.

| | |
|------------------|--------------|
| Avis. | McFarlane. |
| Baker of Milam. | Martin. |
| Baker of Orange. | Maxwell. |
| Burmeister. | Merriman. |
| Collins. | Morgan |
| Covey. | of Liberty. |
| Dielmann. | Patterson. |
| Gipson. | Pope. |
| Greer. | Purl. |
| Hardin | Russell |
| of Kaufman. | of Callahan. |
| Houston. | Shearer. |
| Irwin. | Smith. |
| Lamb. | Stiernberg. |
| Loftin. | Storey. |
| Looney. | Williamson. |

Nays—99.

| | |
|-----------------|------------------|
| Mr. Speaker. | Davenport. |
| Abney. | Davis. |
| Arnold. | Dinkle. |
| Atkinson. | Dodd. |
| Baldwin. | Downs. |
| Barker. | Driggers. |
| Barrett. | Dunlap. |
| Beasley. | Dunn. |
| Bell. | Durham. |
| Bird. | Edwards. |
| Blount. | Fields. |
| Bonham. | Finlay. |
| Bryant. | Frnka. |
| Cable. | Fugler. |
| Carpenter | Green. |
| of Dallas. | Hardin of Erath. |
| Carson. | Harrington. |
| Carter of Coke. | Henderson |
| Carter of Hays. | of Marion. |
| Chitwood. | Henderson |
| Coffee. | of McLennan. |
| Cowen. | Hendricks. |
| Crawford. | Howeth. |
| Culp. | Jacks. |

| | |
|---------------|--------------------|
| Jennings. | Robinson. |
| Johnson. | Rountree. |
| Kemble. | Rowland. |
| Laird. | Sackett. |
| Lane. | Sanford. |
| LeMaster. | Satterwhite. |
| LeStourgeon. | Shires. |
| Lewis. | Simpson. |
| McBride. | Sparkman. |
| McDaniel. | Stevens. |
| McDonald. | Stewart |
| McNatt. | of Edwards. |
| Mathes. | Stewart of Jasper. |
| Melson. | Stewart of Reeves. |
| Merritt. | Strickland. |
| Miller. | Stroder. |
| Montgomery. | Sweet. |
| Moore. | Teer. |
| Morgan | Thompson. |
| of Robertson. | Turner. |
| Pate. | Vaughan. |
| Patman. | Wallace. |
| Perdue. | Wells. |
| Pool. | Westbrook. |
| Potter. | Wilmans. |
| Price. | Wilson. |
| Quaid. | Winfree. |
| Rice. | Young. |

Present—Not Voting.

Rogers.

Absent.

| | |
|---------|---------------------|
| Amsler. | Hughes. |
| Brady. | Lusk. |
| Duffey. | Russell of Trinity. |

Absent—Excused.

| | |
|---------------|-----------|
| Bobbitt. | Lackey. |
| Carpenter | McKean. |
| of Matagorda. | Pinkston. |
| DeBerry. | Quinn. |
| Faubion. | Stell. |
| Harris. | Thrasher. |
| Hull. | Wessels. |
| Jones. | |

Question next recurring on the amendment by Mr. Satterwhite, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—105.

| | |
|------------------|-----------------|
| Abney. | Bird. |
| Arnold. | Blount. |
| Atkinson. | Bonham. |
| Baker of Milam. | Cable. |
| Baker of Orange. | Carpenter |
| Baldwin. | of Dallas. |
| Barker. | Carter of Coke. |
| Barrett. | Carter of Hays. |
| Beasley. | Chitwood. |
| Bell. | Collins. |

| | |
|------------------|---------------------|
| Covey. | Merritt. |
| Cowen. | Miller. |
| Crawford. | Montgomery. |
| Culp. | Moore. |
| Davenport. | Morgan |
| Dinkle. | of Robertson. |
| Dodd. | Pate. |
| Downs. | Patman. |
| Driggers. | Pool. |
| Duffey. | Pope. |
| Dunlap. | Potter. |
| Dunn. | Price. |
| Durham. | Quaid. |
| Edwards. | Robinson. |
| Fields. | Rogers. |
| Finlay. | Rountree. |
| Frnka. | Rowland. |
| Fugler. | Russell |
| Green. | of Callahan. |
| Greer. | Russell of Trinity. |
| Hardin of Erath. | Sackett. |
| Henderson | Sanford. |
| of Marion. | Satterwhite. |
| Henderson | Shearer. |
| of McLennan. | Shires. |
| Hendricks. | Simpson. |
| Houston. | Sparkman. |
| Howeth. | Stevens. |
| Irwin. | Stewart |
| Jacks. | of Edwards. |
| Jennings. | Stewart of Jasper. |
| Johnson. | Stewart of Reeves. |
| Kemble. | Stiernberg. |
| Laird. | Strickland. |
| Lamb. | Stroder. |
| Lane. | Sweet. |
| LeMaster. | Thompson. |
| LeStourgeon. | Turner. |
| Lewis. | Vaughn. |
| Looney. | Wallace. |
| McBride. | Wells. |
| McDaniel. | Wilmans. |
| McDonald. | Wilson. |
| McNatt. | Winfree. |
| Martin. | Young. |
| Mathes. | |

Nays—22.

| | |
|-------------|-------------|
| Avis. | Maxwell. |
| Bryant. | Melson. |
| Burmeister. | Merriman. |
| Carson. | Morgan |
| Coffee. | of Liberty. |
| Davis. | Patterson. |
| Dielmann. | Perdue. |
| Gipson. | Purl. |
| Hardin | Rice. |
| of Kaufman. | Smith. |
| Harrington. | Storey. |
| Loftin. | Westbrook. |
| McFarlane. | Williamson. |

Absent.

| | |
|---------|-------|
| Amsler. | Lusk. |
| Brady. | Teer. |
| Hughes. | |

Absent—Excused.

| | |
|---------------|-----------|
| Bobbitt. | Lackey. |
| Carpenter | McKean. |
| of Matagorda. | Pinkston. |
| DeBerry. | Quinn. |
| Faubion. | Stell. |
| Harris. | Thrasher. |
| Hull. | Wessels. |
| Jones. | |

Mr. Harrington moved the previous question on engrossment of the bill and the motion was duly seconded.

Question recurring on the motion for the previous question, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—66.

| | |
|------------------|--------------------|
| Arnold. | LeSturgeon. |
| Atkinson. | Looney. |
| Baker of Orange. | McBride. |
| Barker. | McDaniel. |
| Bell. | McDonald. |
| Bird. | Mathes. |
| Blount. | Melson. |
| Cable. | Merritt. |
| Carpenter | Montgomery. |
| of Dallas. | Moore. |
| Carter of Coke. | Pate. |
| Carter of Hays. | Perdue. |
| Chitwood. | Pool. |
| Coffee. | Pope. |
| Cowen. | Potter. |
| Davenport. | Rogers. |
| Dielmann. | Rowland. |
| Downs. | Russell |
| Driggers. | of Callahan. |
| Duffey. | Sackett. |
| Dunlap. | Satterwhite. |
| Dunn. | Shires. |
| Fields. | Simpson. |
| Green. | Sparkman. |
| Harrington. | Stevens. |
| Hendricks. | Stewart |
| Houston. | of Edwards. |
| Howeth. | Stewart of Jasper. |
| Irwin. | Stewart of Reeves. |
| Jacks. | Sweet. |
| Jennings. | Turner. |
| Johnson. | Wells. |
| Laird. | Wilson. |
| Lane. | Winfree. |
| LeMaster. | |

Nays—59.

| | |
|-----------------|-------------|
| Mr. Speaker. | Burmeister. |
| Abney. | Carson. |
| Avis. | Collins. |
| Baker of Milam. | Crawford. |
| Barrett. | Culp. |
| Beasley. | Davis. |
| Bonham. | Dinkle. |
| Bryant. | Dodd. |

| | |
|------------------|---------------------|
| Edwards. | Morgan. |
| Finlay. | of Robertson. |
| Frnka. | Patman. |
| Fugler. | Patterson. |
| Gipson. | Price. |
| Greer. | Purl. |
| Hardin of Erath. | Quaid. |
| Hardin | Rice. |
| of Kaufman. | Robinson. |
| Henderson | Rountree. |
| of Marion. | Russell of Trinity. |
| Henderson | Sanford. |
| of McLennan. | Shearer. |
| Kemble. | Smith. |
| Lamb. | Stiernberg. |
| Lewis. | Storey. |
| Loftin. | Stroder. |
| McFarlane. | Teer. |
| McNatt. | Thompson. |
| Maxwell. | Vaughan. |
| Merriman. | Wallace. |
| Miller. | Westbrook. |
| Morgan | Williamson. |
| of Liberty. | Young. |

Present—Not Voting.

Wilmans.

Absent.

| | |
|----------|-------------|
| Amsler. | Hughes. |
| Baldwin. | Lusk. |
| Brady. | Martin. |
| Covey. | Strickland. |
| Durham. | |

Absent—Excused.

| | |
|---------------|-----------|
| Bobbitt. | Lackey. |
| Carpenter | McKean. |
| of Matagorda. | Pinkston. |
| DeBerry. | Quinn. |
| Faubion. | Stell. |
| Harris. | Thrasher. |
| Hull. | Wessels. |
| Jones. | |

Question then recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 134 was then passed to engrossment by the following vote:

Yeas—113.

| | |
|------------------|-----------------|
| Mr. Speaker. | Bonham. |
| Abney. | Bryant. |
| Arnold. | Cable. |
| Atkinson. | Carpenter |
| Baker of Milam. | of Dallas. |
| Baker of Orange. | Carson. |
| Baldwin. | Carter of Coke. |
| Barker. | Carter of Hays. |
| Barrett. | Chitwood. |
| Beasley. | Coffee. |
| Bell. | Collins. |
| Blount. | Covey. |

| | |
|------------------|---------------------|
| Cowen. | Miller. |
| Crawford. | Montgomery. |
| Culp. | Moore. |
| Davenport. | Morgan |
| Davis. | of Robertson. |
| Dinkle. | Pate. |
| Dodd. | Patman. |
| Downs. | Perdue. |
| Driggers. | Pool. |
| Duffey. | Pope. |
| Dunlap. | Potter. |
| Dunn. | Price. |
| Durham. | Purl. |
| Edwards. | Quaid. |
| Fields. | Rice. |
| Finlay. | Robinson. |
| Frnka. | Rogers. |
| Fugler. | Rountree. |
| Green. | Rowland. |
| Greer. | Russell |
| Hardin of Erath. | of Callahan. |
| Harrington. | Russell of Trinity. |
| Henderson | Sackett. |
| of Marion. | Sanford. |
| Henderson | Satterwhite. |
| of McLennan. | Shearer. |
| Hendricks. | Shires. |
| Houston. | Simpson. |
| Howeth. | Sparkman. |
| Irwin. | Stevens. |
| Jacks. | Stewart |
| Jennings. | of Edwards. |
| Johnson. | Stewart of Jasper. |
| Kemble. | Stewart of Reeves. |
| Laird. | Stroder. |
| Lane. | Sweet. |
| LeMaster. | Teer. |
| LeSturgeon. | Thompson. |
| Lewis. | Turner. |
| Looney. | Vaughan. |
| McBride. | Wallace. |
| McDaniel. | Wells. |
| McDonald. | Wilmans. |
| McNatt. | Wilson. |
| Martin. | Winfree. |
| Mathes. | Westbrook. |
| Melson. | Young. |
| Merritt. | |

Nays—16.

| | |
|-------------|-------------|
| Avis. | Maxwell. |
| Burmeister. | Merriman. |
| Dielmann. | Morgan |
| Gipson. | of Liberty. |
| Hardin | Patterson. |
| of Kaufman. | Smith. |
| Lamb. | Stiernberg. |
| Loftin. | Storey. |
| McFarlane. | Williamson. |

Absent.

| | |
|---------|-------------|
| Amsler. | Hughes. |
| Bird. | Lusk. |
| Brady. | Strickland. |

Absent—Excused.

| | |
|---------------|-----------|
| Bobbitt. | Lackey. |
| Carpentér | McKean. |
| of Matagorda. | Pinkston. |
| DeBerry. | Quinn. |
| Faubion. | Stell. |
| Harris. | Thrasher. |
| Hull. | Wessels. |
| Jones. | |

HOUSE BILL NO. 134 ON THIRD READING.

Mr. Coffee moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 134 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107.

| | |
|------------------|---------------|
| Mr. Speaker. | Harrington. |
| Abney. | Henderson |
| Arnold. | of Marion. |
| Atkinson. | Hendricks. |
| Baldwin. | Houston. |
| Barker. | Howeth. |
| Barrett. | Irwin. |
| Beasley. | Jacks. |
| Bell. | Jennings. |
| Bird. | Johnson. |
| Bonham. | Kemble. |
| Bryant. | Laird. |
| Cable. | Lane. |
| Carpenter | LeMaster. |
| of Dallas. | LeSturgeon. |
| Carson. | Lewis. |
| Carter of Coke. | Looney. |
| Carter of Hays. | McBride. |
| Chitwood. | McDaniel. |
| Coffee. | McDonald. |
| Collins. | McNatt. |
| Covey. | Mathes. |
| Cowen. | Melson. |
| Crawford. | Merritt. |
| Culp. | Miller. |
| Davenport. | Montgomery. |
| Davis. | Moore. |
| Dinkle. | Morgan |
| Dodd. | of Robertson. |
| Downs. | Pate. |
| Driggers. | Patman. |
| Duffey. | Perdue. |
| Dunlap. | Pool. |
| Dunn. | Pope. |
| Durham. | Potter. |
| Edwards. | Price. |
| Fields. | Purl. |
| Finlay. | Quaid. |
| Frnka. | Rice. |
| Fugler. | Robinson. |
| Green. | Rogers. |
| Greer. | Rountree. |
| Hardin of Erath. | Rowland. |

| | |
|--------------------|-------------|
| Russell | Strickland. |
| of Callahan. | Stroder. |
| Sackett. | Sweet. |
| Sanford. | Teer. |
| Satterwhite. | Thompson. |
| Shires. | Turner. |
| Simpson. | Wallace. |
| Sparkman. | Wells. |
| Stevens. | Westbrook. |
| Stewart | Wilmans. |
| of Edwards. | Wilson. |
| Stewart of Jasper. | Winfree. |
| Stewart of Reeves. | Young. |

Nays—19.

| | |
|------------------|---------------------|
| Avis. | McFarlane. |
| Baker of Milam. | Maxwell. |
| Baker of Orange. | Merriman. |
| Burmeister. | Morgan |
| Dielmann. | of Liberty. |
| Gipson. | Patterson. |
| Hardin | Russell of Trinity. |
| of Kaufman. | Smith. |
| Henderson | Stiernberg. |
| of McLennan. | Storey. |
| Lamb. | Williamson. |
| Loftin. | |

Absent.

| | |
|---------|----------|
| Amsler. | Lusk. |
| Blount. | Martin. |
| Brady. | Shearer. |
| Hughes. | Vaughan. |

Absent—Excused.

| | |
|---------------|-----------|
| Bobbitt. | Lackey. |
| Carpenter | McKean. |
| of Matagorda. | Pinkston. |
| DeBerry. | Quinn. |
| Faubion. | Stell. |
| Harris. | Thrasher. |
| Hull. | Wessels. |
| Jones. | |

The Speaker then laid House bill No. 134 before the House on its third reading and final passage.

The bill was read third time.

Mr. Bonham offered the following amendment to the bill:

Amend House bill No. 134, page 2, line 3, by changing the period after the word "report," in said line 3, to a comma, and adding the following: "and the entire revenue derived from the tax levied by this act shall be and it is hereby set aside to and made a part of the available school fund of this State."

Signed—Bonham, Quaid.

Mr. Burmeister raised a point of order on consideration of the amendment, on the ground that the amendment is not germane to the purpose of the bill.

The Speaker overruled the point of order.

Mr. Moore moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question first recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—84.

| | |
|------------------|---------------------|
| Arnold. | Lewis. |
| Avis. | Loftin. |
| Baker of Milam. | Looney. |
| Baker of Orange. | McBride. |
| Baldwin. | McDaniel. |
| Barker. | McDonald. |
| Barrett. | McFarlane. |
| Beasley. | Melson. |
| Bird. | Merritt. |
| Blount. | Miller. |
| Bonham. | Moore. |
| Bryant. | Morgan |
| Burmeister. | of Robertson. |
| Cable. | Pate. |
| Carpenter | Patman. |
| of Dallas. | Perdue. |
| Carter of Hays. | Pool. |
| Covey. | Price. |
| Crawford. | Purl. |
| Davenport. | Quaid. |
| Davis. | Rice. |
| Dodd. | Robinson. |
| Driggers. | Rogers. |
| Duffey. | Rountree. |
| Dunlap. | Rowland. |
| Dunn. | Russell of Trinity. |
| Durham. | Sanford. |
| Edwards. | Shires. |
| Fields. | Simpson. |
| Finlay. | Sparkman. |
| Fugler. | Stevens. |
| Green. | Stewart |
| Greer. | of Edwards. |
| Hardin of Erath. | Stewart of Jasper. |
| Hardin | Stiernberg. |
| of Kaufman. | Storey. |
| Henderson | Stroder. |
| of Marion. | Sweet. |
| Irwin. | Thompson. |
| Jennings. | Wallace. |
| Johnson. | Wells. |
| Laird. | Williamson. |
| Lamb. | Wilmans. |
| Lane. | Winfree. |
| LeMaster. | |

Nays—38.

| | |
|-----------------|-----------|
| Abney. | Coffee. |
| Atkinson. | Cowen. |
| Bell. | Culp. |
| Carson. | Dielmann. |
| Carter of Coke. | Downs. |
| Chitwood. | Frnka. |

| | |
|--------------|--------------------|
| Gipson. | Pope. |
| Harrington. | Potter. |
| Henderson | Russell |
| of McLennan. | of Callahan. |
| Howeth. | Sackett. |
| Jacks. | Satterwhite. |
| Kemble. | Shearer. |
| McNatt. | Stewart of Reeves. |
| Mathes. | Teer. |
| Maxwell. | Turner. |
| Merriman. | Vaughan. |
| Montgomery. | Westbrook. |
| Morgan | Wilson. |
| of Liberty. | Young. |
| Patterson. | |

Present—Not Voting.

LeSturgeon.

Absent.

| | |
|------------|-------------|
| Amsler. | Hughes. |
| Brady. | Lusk. |
| Collins. | Martin. |
| Dinkle. | Smith. |
| Hendricks. | Strickland. |
| Houston. | |

Absent—Excused.

| | |
|---------------|-----------|
| Bobbitt. | Lackey. |
| Carpenter | McKean. |
| of Matagorda. | Pinkston. |
| DeBerry. | Quinn. |
| Faubion. | Stell. |
| Harris. | Thrasher. |
| Hull. | Wessels. |
| Jones. | |

Reason for Vote.

Under the Constitution, one-quarter of this tax goes to the school fund, and the amendment might open the way for an attack on the constitutionality of the bill. I think the wisest course would be to let the remaining three-quarters of this tax go to the general resources of the State and enact additional legislation making adequate appropriations to supplement the available school funds.

ABNEY.

Question next recurring on the final passage of the bill, yeas and nays were demanded.

House bill No. 134 was then passed by the following vote:

Yeas—109.

| | |
|------------------|----------|
| Mr. Speaker. | Baldwin. |
| Abney. | Barker. |
| Arnold. | Barrett. |
| Atkinson. | Beasley. |
| Baker of Milam. | Bell. |
| Baker of Orange. | Bird. |

| | |
|------------------|---------------------|
| Blount. | McDonald. |
| Bonham. | McNatt. |
| Bryant. | Martin. |
| Burmeister. | Mathes. |
| Cable. | Melson. |
| Carpenter | Merritt. |
| of Dallas. | Miller. |
| Carter of Coke. | Montgomery. |
| Carter of Hays. | Moore. |
| Chitwood. | Morgan |
| Coffee. | of Robertson. |
| Collins. | Pate. |
| Covey. | Patman. |
| Cowen. | Perdue. |
| Crawford. | Pinkston. |
| Culp. | Pool. |
| Davenport. | Pope. |
| Davis. | Potter. |
| Dielmann. | Purl. |
| Dinkle. | Quaid. |
| Dodd. | Rice. |
| Downs. | Robinson. |
| Driggers. | Rogers. |
| Duffey. | Rountree. |
| Dunn. | Rowland. |
| Edwards. | Russell |
| Fields. | of Callahan. |
| Finlay. | Russell of Trinity. |
| Frnka. | Sackett. |
| Green. | Sanford. |
| Greer. | Satterwhite. |
| Hardin of Erath. | Shearer. |
| Harrington. | Shires. |
| Henderson | Simpson. |
| of Marion. | Sparkman. |
| Henderson | Stevens. |
| of McLennan. | Stewart |
| Hendricks. | of Edwards. |
| Houston. | Stewart of Jasper. |
| Howeth. | Storey. |
| Irwin. | Stroder. |
| Jacks. | Sweet. |
| Jennings. | Teer. |
| Johnson. | Thompson. |
| Jones. | Turner. |
| Kemble. | Vaughan. |
| Laird. | Wallace. |
| Lane. | Wells. |
| LeMaster. | Westbrook. |
| LeSturgeon. | Wilmans. |
| Lewis. | Wilson. |
| Looney. | Winfree. |
| McBride. | Young. |
| McDaniel. | |

Nays—10.

| | |
|------------|--------------------|
| Avis. | Merriman. |
| Gipson. | Morgan |
| Lamb. | of Liberty. |
| Loftin. | Patterson. |
| McFarlane. | Stewart of Reeves. |
| Maxwell. | Stiernberg. |

Present—Not Voting.

| | |
|-------------|-------------|
| Hardin | Williamson. |
| of Kaufman. | |

Absent.

| | |
|---------|-------------|
| Amsler. | Hughes. |
| Brady. | Lusk. |
| Carson. | Price. |
| Dunlap. | Smith. |
| Durham. | Strickland. |
| Fugler. | |

Absent—Excused.

| | |
|---------------|-----------|
| Bobbitt. | Lackey. |
| Carpenter | McKean. |
| of Matagorda. | Quinn. |
| DeBerry. | Stell. |
| Faubion. | Thrasher. |
| Harris. | Wessels. |
| Hull. | |

Mr. Burmeister moved to reconsider the vote by which House bill No. 134 was passed, and to table the motion to reconsider.

The motion to table prevailed.

BILLS RE-REFERRED.

On motion of Mr. Davenport, House bill No. 309 was withdrawn from the Judiciary Committee and referred to the Committee on Judicial Districts.

On motion of Mr. Greer, House bill No. 244 was withdrawn from the Judiciary Committee and referred to the Committee on Education.

HOUSE BILL NO. 219 ON SECOND READING.

On motion of Mr. Smith, the regular order of business was suspended to take and have placed on its second reading and passage to engrossment,

H. B. No. 219, A bill to be entitled "An Act levying an inheritance or transfer tax on property passing by will or by descent or by grant or gift, taking effect on the death of the grantor or donor; repealing all laws and parts of laws in conflict with this act, and declaring an emergency."

The bill was read second time.

Question—Shall the bill be passed to engrossment?

MESSAGE FROM THE SENATE.

Senate Chamber.

Austin, Texas, January 29, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 52, A bill to be entitled "An Act to regulate the business of

banking in this State when conducted by concerns operating under charters obtained in Texas prior to the adoption of the Constitution in 1876, and placing them under the provisions of Chapters 1 to 6, inclusive, Title 14, Vernon Sayles' Revised Statutes of Texas, declaring that from and after the passage of this act it shall be unlawful thereafter for any person, association of persons, partnership or trustee, or trustees acting under any common law declaration of trust to organize or establish or begin the operation of any banking institution or private banking business within this State, preserving the rights of those who at the time this act becomes effective and have been for five years next preceding said date, actively engaged in the banking business within this State; making it unlawful to advertise, use or put forth any sign as a bank, trust company, bank and trust company or savings bank, or to in any way solicit or receive business as such, or to use as their name or part of their name on any sign, advertising or letter head, or envelope, the word bank, banker, banking, banking company, trust company, bank and trust company, savings bank, savings or any other terms which may or might be confused with the name of a corporation organized under the general provisions of the banking laws of this State, making it unlawful to use any other than the name of the person, or one or more of the persons, or the member or one or more members of said association or persons, or partnerships, or the members of one or more of the members of any institution operating under a common law declaration of trust in the management, conduct or operation of same, providing, however, that the provisions of this act shall not apply to any person, association of persons, partnerships, trustee or trustees acting under any common law declaration of trust who are, at the time this act becomes effective and have been for five years next preceding said date, actively engaged in the banking business within this State; making it unlawful to use or employ any part of the funds of the depositors in any such institution in any speculative adventure or enterprise owned or promoted by said bank or institution, or the person or persons owning same, or officers or managers thereof; requiring the filing with the Commissioner of Insurance and Banking annually an affidavit showing solvency of such bank or institution, and the filing for record with the county clerk of the

county in which the principal business of said institution is done of a statement in writing under oath, giving the names of each and all parties or persons interested in said institution; making it unlawful to receive or assent to the reception of any deposits of money or other valuable thing, and making the failure of said bank or institution prima facie evidence of the insolvency of same at the time of the receipt of such deposit or deposits, making it unlawful to publish or advertise in any newspaper that said bank or institution owns, possesses or has a financial responsibility in excess of the real and true financial responsibility of such person, association of persons, partnership or institution and defining the terms 'financial responsibility,' making it unlawful for a newspaper to publish any such statement as herein used; fixing penalties; declaring this act to be in addition to and supplementary of all the present banking laws of this State, and declaring an emergency."

S. B. No. 84, A bill to be entitled "An Act to amend Article 475 of the Penal Code of the State of Texas as amended by Chapter 91, Section 1, of the Acts of the Fourth Called Session of the Thirty-fifth Legislature, approved April 10, 1918, prohibiting the carrying of the pistol, dirk, dagger, slung-shot, sword cane, or knuckles made of a material of any hard substance, bowie knife, or any other knife manufactured or sold for purposes of offense or defense, prescribing a punishment therefor; making exceptions thereto in favor of certain officers, and declaring an emergency."

S. B. No. 32, A bill to be entitled "An Act creating two additional district courts for Dallas county, defining their jurisdiction, adjusting the business of the existing courts to the business thereof, prescribing the duties of the district clerk with respect thereto, repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

S. B. No. 103, A bill to be entitled "An Act to establish a State College in that portion of Western Texas lying west of the 98th meridian and north of the 30th parallel, to be known as the West Texas State College, providing for the location of such college, its government, the control of its finances; defining its leading objects and prescribing generally the nature

and scope of instruction to be given; conferring upon the board of directors of said college the right of eminent domain; making necessary appropriations for the purchase of lands, the location, establishment and maintenance of said college, and declaring an emergency," with engrossed riders.

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, January 29, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 110, A bill to be entitled "An Act to amend Section 5 of Chapter 10, Senate bill No. 6 as passed by the Twenty-ninth Legislature of the State of Texas in 1905, being Article 375 of Title 14, Vernon Sayles' Revised Statutes of the State of Texas, providing for the amount of capital stock of State banks or State bank and trust companies that may be hereafter organized under Title 14 of the Revised Statutes of the State of Texas, or under the general laws of the State of Texas, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

And refused to engross

S. B. No. 124, A bill to be entitled "An Act amending Article 418 of the Code of Criminal Procedure of the State of Texas; providing that the court may appoint upon the recommendation of the district attorney, one or more bailiffs to attend upon the grand jury, who shall be peace officers during the term of their respective appointments and who shall act under the direction of the district attorney while acting as peace officers, and providing the oath to be administered to such bailiffs, and amending Article 419a of the Code of Criminal Procedure providing for the compensation of bailiffs to the grand jury and providing that they shall receive no additional compensation for services performed while acting as peace officers."

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

RECESS.

Mr. Culp moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Stewart of Edwards moved that the House recess to 10 o'clock a. m. tomorrow.

The motion of Mr. Stewart of Edwards prevailed and the House, accordingly at 4:50 o'clock p. m., took recess until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills as follows:

Judiciary—House bills Nos. 329 and 291.

Municipal and Private Corporations—Senate bill No. 120.

Insurance—House bills Nos. 83 and 65.

Roads, Bridges and Ferries—House bills Nos. 260, 286 and 274.

Revenue and Taxation—House bills Nos. 318, 134 and 219.

Public Printing—House bill No. 185.

Judicial Districts—House bill No. 51; Senate bill No. 129.

Privileges, Suffrage and Elections—House bills Nos. 282, 264 and 199.

School Districts—House bills Nos. 170, 330, 235, 266 and 236; Senate bill No. 165.

The following committees filed adverse reports on bills as follows:

Municipal and Private Corporations—House bill No. 73.

Education—House bill No. 129.

Public Printing—House bill No. 153.

Privileges, Suffrage and Elections—House bill No. 22.

Revenue and Taxation—House bills Nos. 25 and 36.

State Affairs—House bill No. 275.

Roads, Bridges and Ferries—House bill No. 259.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, January 27, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 63, A bill to be entitled "An Act to establish and create a court

to be known as the 'Corporation Court in Port Arthur, Texas,' and to prescribe its organization, jurisdiction and procedure of other courts thereto, repeal all laws in conflict herewith, and declaring an emergency."

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, January 27, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 225, A bill to be entitled "An Act to prohibit the hunting, trapping, ensnaring or killing of any wild deer, buck, doe or fawn within the limits of the county of Bosque, State of Texas, for a period of five years from and after the passage of this act, and providing a penalty therefor, and declaring an emergency."

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, January 27, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 186, A bill to be entitled "An Act to create the Paris Independent School District of Lamar county, Texas, defining its boundaries and providing for the election of a board of trustees, investing said district and its board of trustees with full power, privileges and duties of towns incorporated for free school purposes only, investing the trustees with the control of the public schools of said district, authorizing the levying and collecting of taxes for said purposes, authorizing the appointment of a tax collector and assessor, and authorizing the said board to be vested with all authority that is vested in boards of trustees of independent school districts by the general laws of the State of Texas; providing for the assumption and refunding by the Paris Independent School District as herein defined and established of all or any part of the indebtedness, bonded or otherwise, of the city of Paris, Texas, created for school purposes; and repealing so much of the Acts of the Twenty-ninth Legislature, being House bill No. 541, entitled 'An Act

to incorporate the city of Paris and to grant it a new charter,' which in any manner invests the city of Paris with the control,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, January 27, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 255, A bill to be entitled "An Act creating and incorporating the Sligo Independent School District, in Yoakum county Texas; defining the boundaries thereof; providing for a board of trustees, their election, terms of office, qualifications, powers, duties and authority; authorizing the board of trustees to levy, assess and collect taxes for maintenance and building purposes, and to issue bonds; providing for a collector and assessor of taxes and a board of equalization; providing that said Sligo Independent School District shall assume and discharge any bonds and indebtedness that may be valid and binding obligations of the common school district, including all or part of the territory embraced within the boundaries of the independent district as created by this act; validating and continuing in force any and all taxes heretofore voted and now in force in such common school district, and providing that title to any and all property of such common school district shall vest in the trustees of the independent school district hereby created; providing for filling vacancies on the board of trustees; providing for a seal for said district; providing that the board of trustees shall be governed by the general laws of Texas in all matters where this act is silent; repealing all laws in conflict herewith; providing that invalidation by the courts of any section or provision of this act shall not invalidate any remaining provisions of this act, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, January 27, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 171, A bill to be entitled "An Act to restore and confer upon the county court of Sutton county the civil and criminal jurisprudence belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this act, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, January 27, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 251, A bill to be entitled "An Act creating and incorporating the Meadow Independent School District, in Terry county, Texas; defining the boundaries thereof; providing for a board of trustees, their election, terms of office, qualifications, powers, duties and authority; authorizing the board of trustees to levy, assess and collect taxes for maintenance and building purposes, and to issue bonds; providing for a collector and assessor of taxes and a board of equalization; providing that said Meadow Independent School District shall assume and discharge any bonds and indebtedness that may be valid and binding obligations of the common school district, including all or a part of the territory embraced within the boundaries of the independent district as created by this act; validating and continuing in force any and all taxes heretofore voted and now in force in such common school district, and providing that title to any and all property of such common school district shall vest in the trustees of the independent school district hereby created; providing for a seal for said district; providing that the board of trustees shall be governed by the general laws of Texas in all matters where this act is silent; repealing all laws in conflict herewith; providing that invalidation by the courts of any section or provision of this act shall not invalidate any remaining provision of this act, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 241, A bill to be entitled "An Act to change and prescribe the time of holding district court in the Thirty-first Judicial District of this State; to conform all writs and process from such courts to such changes; to repeal all laws in conflict herewith, and declaring an emergency,"

And find the same correctly engrossed.

PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 308, A bill to be entitled "An Act to prevent the selling of bass, perch, or crappie, or catfish, taken from the fresh waters in the county of Comal, State of Texas; making it unlawful to use any dynamite or other explosives in the killing or catching of any fish of the fresh waters of said county, and providing a penalty for the violation thereof; prohibiting the use of any seine, drag net, trammel net or other net other than a minnow seine, which shall not be more than ten feet in length and the meshes of which shall not be smaller than one-fourth inch; providing for a closed season; prescribing the size of fish that may be taken; limiting the number of bass to be taken in any one day; providing that the district judge of the judicial district in which Comal county is situated shall give a special charge upon this law to the grand juries of Comal county; providing a penalty for the violation thereof, and declaring an emergency."

And find the same correctly engrossed.

PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, January 27, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 240, A bill to be entitled "An Act creating and incorporating the

Harmony Independent School District in Terry county, Texas; defining the boundaries thereof; providing for a board of trustees, their election, term of office, qualifications, powers, duties and authority; authorizing the board of trustees to levy, assess and collect taxes for maintenance and building purposes, and to issue bonds; providing for a collector and assessor of taxes, and a board of equalization; providing that said Harmony Independent School District shall assume and discharge its pro rata part of any bonds and indebtedness that may be owing by the Gobez Independent School District in Terry county, Texas; validating and continuing in force any and all taxes heretofore voted and now in force in such common school district, and providing that title to any and all property in such common school district shall vest in the trustees of the independent school district hereby created; providing for filling vacancies on the board of trustees; providing for a seal for said district; providing that the board of trustees shall be governed by the general laws of Texas in all matters where this act is silent; repealing all laws in conflict herewith; providing that invalidation by the courts of any section or provision of this act shall not invalidate any remaining provisions of this act, and declaring an emergency."

And find the same correctly engrossed.

PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, January 27, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 123, A bill to be entitled "An Act creating the Richland Springs Independent School District in San Saba county, Texas, and defining its boundaries, and providing for the election of a board of trustees to manage and control the public free schools within said district; investing said district with all the powers, rights and duties of independent school districts formed for free school purposes only, and providing that said board of trustees shall have such authority as is now or may be hereafter conferred by the general laws of the State of Texas upon boards of public school trustees of

independent school districts, and declaring an emergency,"

And find the same correctly engrossed.

PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 58, A bill to be entitled "An Act creating the Krum Independent School District of Denton county, by adding to and making a part of what is known as the Krum Independent School District of Denton certain lands and territories adjoining thereto and situated in Denton county for school purposes only; providing for a board of trustees, giving said board of trustees of said independent district power and jurisdiction over said land and territory and the inhabitants thereof; placing said Krum Independent School District under the general statutes, except as herein expressly provided otherwise, and declaring an emergency,"

And find the same correctly engrossed.

PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 57, A bill to be entitled "An Act creating the Ponder Independent School District in Denton county, Texas, defining its metes and bounds; providing for a board of trustees thereof; vesting it with the rights and duties of districts incorporated for school purposes only under the general laws of the State of Texas, and declaring an emergency,"

And find the same correctly engrossed.

PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 198, A bill to be entitled "An Act creating the Floresville Independent School District of Wilson coun-

ty, Texas; defining its boundaries; divesting the city of Floresville of the control and management of the public free schools, and vesting same in a board of trustees for said district; providing for a board of trustees in said district; conferring upon said district and its board of trustees all of the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the boards of trustees thereof; providing that the present board of trustees continue in office until the expiration of their respective terms; divesting the city of Floresville of the title to any and all school property, and vesting the board of trustees with the title thereto; providing that any territory within the bounds of said district as created by this act shall remain chargeable with any and all outstanding bonded indebtedness heretofore voted by such territory; providing that said district as herein created may at an election assume such outstanding bonded indebtedness; naming the fiscal year as to taxes; repealing all laws in conflict herewith, and declaring an emergency,"

And find the same correctly engrossed.

PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 306, A bill to be entitled "An Act to authorize, enable and permit the territory situated within the bounds of the Eagle Pass Independent School District in the county of Maverick and State of Texas, and other lands and territory adjacent thereto in Maverick county, to incorporate as an independent district for free school purposes only, to be hereafter known as the Eagle Pass Independent School District, with all the powers, rights, privileges and duties of independent school districts formed by incorporation of territory for free school purposes only; and to provide for an election on the question of divesting the old Eagle Pass Independent School District of control of its public school and title to school properties, and vesting the same in the new Eagle Pass Independent School District and its board of school trustees for the control and management of said

independent school district; providing that all funds held for public school purposes and to be used in the territory included in the new district shall be turned over to the trustees of the new district as herein provided may be created; provided that any outstanding bonds or indebtedness of the old district may, upon an election being held in the new district, be paid by a tax duly levied in the new district: provided other incidental provisions, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, January 29, 1923.
Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred
H. C. R. No. 7, Thanking matrons of the Scottish Rite Dormitory.

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

SEVENTEENTH DAY.

(Continued.)

(Tuesday, January 30, 1923.)

The House met at 10 o'clock a. m., and was called to order by Speaker Seagler.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Finlay:

H. B. No. 353, A bill to be entitled "An Act to prescribe a closed season for the hunting of blue quail or scaled quail in Lampasas county, Texas, and to provide adequate penalties for the unlawful taking, slaughter, storage, or possession of same; to repeal all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Finlay (by request):

H. B. No. 354, A bill to be entitled "An Act to regulate motor-driven vehicles operated on highways of Texas, by requiring each owner to equip said motor-driven vehicle with a red mechanical semaphore blade as a signal; and defining signals, and providing penalties, and providing for an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Abney:

H. B. No. 355, A bill to be entitled "An Act to amend Article 791 of the Code of Criminal Procedure of the State of Texas in order to allow persons charged as principals, accomplices and accessories, whether they be charged as such in the same indictment or information or different indictments or information, to be introduced as witnesses for one another, but not preventing any person so charged from claiming a severance."

Referred to Committee on Criminal Jurisprudence.

By Mr. Abney:

H. B. No. 356, A bill to be entitled "An Act to amend Section 2 of Part 4 of Chapter 179 of the General Laws of the Regular Session of the Thirty-third Legislature as amended by Section 2, Part 4 of Chapter 103 of the General Laws of the Regular Session of the Thirty-fifth Legislature, the purpose of this amendment being to provide that insurance companies contracting to pay under the provisions of the Compensation Act shall file with the Commissioner of Insurance its classification of premiums, which shall not take effect until the Commissioner of Insurance has approved same as adequate to the risk to which they apply, and which shall not be greater than the rates charged by the Texas Employers Insurance Association, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Pope and Mr. Rogers:

H. B. No. 357, A bill to be entitled "An Act to authorize the Commissioner of the General Land Office of the State of Texas to issue an oil and gas lease to Mrs. Virgie D. Hardee, her heirs or assigns, for a term of five years, and subject to renewal for ten years if oil or gas should be found in paying quantities, upon the seventy-six and one-half acres